

ATTORNEY DOCKET NO. 2004117-0002 (NEMC 197)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Carr, et al. Examiner: Landsman, R.  
Serial No.: 09/428,692 Art Unit: 1647  
Filing Date: October 28, 1999  
Title: NOVEL CHIMERIC ANALGESIC PEPTIDES

ASSISTANT COMMISSIONER OF PATENTS  
WASHINGTON, DC 20231

13/8  
M.G.J  
3/20/02

CERTIFICATE OF FACSIMILE TRANSMISSION  
PURSUANT TO 1096 OG 30-31  
I hereby certify that this paper is being  
facsimile transmitted to the Assistant  
Commissioner For Patents, Washington,  
DC 20231

on March 15, 2002  
Kathy Star Flanagan

Sir:

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111

This Amendment is submitted in response to the Office Action mailed on December 17, 2001 for the above-identified application. The deadline for response to the Office Action is March 17, 2002, and thus Applicant respectfully submits that the filing of this response on March 15, 2002 is timely. Responsive to that Office Action, Applicant respectfully requests entrance of the following Amendment and consideration of the following Remarks.

**Amendment**

In the Claims

Please cancel claims 3-23 and amend claim 1 as detailed in the attached Version to Show  
03/20/2002 GTRAMMFI 00000003 031721 09428692  
Changes Made. Additions to claims are represented in underlining and deletions are represented.  
01 FR:103 3420.00 CH

USSN 09/428,692  
3366190v1

Page 1 of 26

2004117-0002  
(NEMC 197)

**CHOATE, HALL & STEWART**

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

EXCHANGE PLACE

59 STATE STREET

BOSTON, MASSACHUSETTS 02109-2804

TELEPHONE (617) 248-6000 • FAX (617) 248-4000

WWW.CHOATE.COM

**TELECOPY TRANSMITTAL SHEET****CONFIDENTIAL**Number of pages being sent 40 (including this page)**DATE:** March 15, 2002

Recipient	Company	Fax No.	Phone No.
1. Robert Landsman, Examiner	Office of Assistant Commissioner for Patents, U.S. Patent and Trademark Office	(703) 746-5332	

**FROM:** Brenda Herschbach Jarrell, Ph.D.**DIRECT DIAL:** 617-248-5175**REMARKS:** Applicant: Carr, et al.  
Serial No.: 09/428,692  
Filed: October 28, 1999  
For: NOVEL CLIMERIC ANALGESIC PEPTIDES

The following documents are being transmitted herewith for filing:

- 1) Transmittal;
- 2) Amendment and Response Under 37 C.F.R. § 1.111 (26 pages); and
- 3) Appendix-Version with Markings to Show Changes Made (12 pages).

Kindly confirm receipt of same. Thank you.

**TIME SENT:** \_\_\_\_\_**OPERATOR:** \_\_\_\_\_**CLIENT NO.** 2004117-0002

Return by: Inter-office Mail \_\_\_\_\_ Hold for pick-up \_\_\_\_\_

THIS TRANSMITTAL IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS TRANSMITTAL IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE TRANSMITTAL TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY.